

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

08 UNITED STATES OF AMERICA,)
09 Plaintiff,) CASE NO. CR18-016-TSZ
10 v.)
11 JONATHAN RUSHING,) DETENTION ORDER
12 Defendant.)

14 Offense charged: Conspiracy to Distribute Controlled Substances; Possession of Crack
15 Cocaine and Methamphetamine with Intent to Distribute; Felon in Possession of a Firearm;
16 Carrying a Firearm During and in Relation to a Drug Trafficking Crime; Asset Forfeiture

17 | Allegations

18 | Date of Detention Hearing: March 21, 2019.

19 The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and
20 based upon the factual findings and statement of reasons for detention hereafter set forth, finds
21 that no condition or combination of conditions which defendant can meet will reasonably assure
22 the appearance of defendant as required and the safety of other persons and the community.

01 FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

02 1. Defendant has been charged with a drug offense, the maximum penalty of which
03 is in excess of ten years. There is therefore a rebuttable presumption against defendant as to
04 both dangerousness and flight risk, under 18 U.S.C. § 3142(e).

05 2. Defendant has a lengthy criminal record, including Murder in the Second
06 Degree, firearms charges, assault, and violations of supervision. He comes before this Court
07 pursuant to a Rule 5 warrant after his arrest in California. The warrant has been outstanding
08 for approximately 13 months. He does not contest entry of an order of detention.

09 3. Taken as a whole, the record does not effectively rebut the presumption that no
10 condition or combination of conditions will reasonably assure the appearance of the defendant
11 as required and the safety of the community.

12 It is therefore ORDERED:

- 13 1. Defendant shall be detained pending trial and committed to the custody of the Attorney
14 General for confinement in a correction facility separate, to the extent practicable, from
15 persons awaiting or serving sentences or being held in custody pending appeal;
- 16 2. Defendant shall be afforded reasonable opportunity for private consultation with
17 counsel;
- 18 3. On order of the United States or on request of an attorney for the Government, the person
19 in charge of the corrections facility in which defendant is confined shall deliver the
20 defendant to a United States Marshal for the purpose of an appearance in connection
21 with a court proceeding; and
- 22 4. The Clerk shall direct copies of this Order to counsel for the United States, to counsel

01 for the defendant, to the United States Marshal, and to the United State Pretrial Services
02 Officer.

03 DATED this 21st day of March, 2019.

04
05 
06 Mary Alice Theiler
07 United States Magistrate Judge